

**BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA**

In the Matter of the Application of San Diego Gas  
& Electric Company for Authority to Make  
Various Electric Rate Design Changes, Close  
Certain Rates, and Revise Cost Allocation Among  
Customer Classes Effective, January 1, 2004  
(U 902-E)

Application 03-03-029  
(Filed March 17, 2003)

**SCOPING MEMO AND RULING OF ASSIGNED COMMISSIONER**

**Summary**

San Diego Gas & Electric Company (SDG&E) filed this Rate Design Window application on March 17, 2003 seeking authority to update specific marginal costs and make various electric rate design changes effective January 1, 2004. A prehearing conference was held on May 21, 2003. Pursuant to Rules 6(a)(3) and 6.3 of the Rules of Practice and Procedure, I am issuing this scoping memo and ruling to confirm the proceeding category and need for hearing, establish the issues and timetable, designate the principal hearing officer, and provide notice of a second prehearing conference and an evidentiary hearing.

**Notice of Second Prehearing Conference, and Evidentiary Hearing**

At the May 21, 2003 prehearing conference, SDG&E indicated it would convene a settlement conference during June, and requested a second prehearing conference be scheduled for the week of July 7<sup>th</sup> to report on the parties' progress toward narrowing the issues to be contested.

Accordingly, **NOTICE IS HEREBY GIVEN** that a second prehearing conference will be held on Monday, July 7, 2003 at 2:00 p.m. in the Commission Courtroom, State Office Building, 505 Van Ness Avenue, San Francisco, California.

Also, **NOTICE IS HEREBY GIVEN** that the evidentiary hearing noted in the schedule set forth below will be held beginning on Monday, November 3, 2003 at 10:00 a.m. in the Commission Courtroom, State Office Building, 505 Van Ness Avenue, San Francisco, California.

### **Scope of the Proceeding**

This proceeding will address the following issues:

1. What updated marginal customer costs and marginal distribution costs should the Commission adopt for SDG&E?
2. What revenue allocation methodology and revenue allocation should the Commission adopt for SDG&E?
3. What electric rate design should the Commission adopt, and what revised electric tariffs and rates should the Commission authorize for SDG&E?
4. Should the Commission authorize any other, related relief, impose any related requirements or conditions, or make any other findings in connection with its order in this proceeding?

### **Timetable**

The schedule for this proceeding is as follows:

July 7, 2003	Second Prehearing Conference
September 5, 2003	ORA testimony served
October 3, 2003	Intervenor testimony served
October 17, 2003	All parties' rebuttal testimony served

November 3, 2003	Evidentiary hearing begins
November 14, 2003	Evidentiary hearing ends
December 12, 2003	Opening briefs filed
January 5, 2004	Reply briefs filed; proceeding submitted
April 2, 2004	Proposed Decision filed
	Comments on Proposed Decision (20 days after Proposed Decision filed)
	Reply Comments on Proposed Decision (five days following Comments)
May, 2004	Commission meeting to consider Proposed Decision

It may later become necessary to adjust this schedule to coordinate with any changes in the schedule of Application 02-12-028, SDG&E's Test Year 2004 Cost of Service application. The Administrative Law Judge (ALJ), with the concurrence of the Assigned Commissioner, may adjust the schedule as necessary during the course of the proceeding. In no event do I expect this proceeding to take longer to resolve than 18 months from the date the Rate Design Window application was filed.

### **Category and Need for Hearing**

This ruling confirms that this is a ratesetting proceeding and that a hearing is required, as preliminarily determined in Resolution ALJ 176-3110.

### **Principal Hearing Officer**

ALJ James McVicar is designated as the principal hearing officer (Rule 5(l)), and thus will be the presiding officer under Rule 5(k)(2).

### **Final Oral Argument Before the Commission**

Any party wishing to exercise the right under Rule 8(d) to make a final oral argument before the Commission must file a written request and serve it on all parties and the assigned Commissioner and assigned ALJ not later than the proceeding submission date.

### **Other Matters**

Parties are to provide copies of each discovery request to all other parties at the time the request is sent; and parties are to provide copies of their discovery responses to each party that makes a request for that specific response.

This ruling will also require parties to provide to the ALJ electronic copies of all documents formally filed in the proceeding and all prepared testimony pre-served on the parties, as further described in the ruling paragraph below. This includes, e.g., testimony served before the first day of hearing, written motions, responses to motions, and briefs.

#### **IT IS RULED that:**

1. The issues to be considered are those described in this ruling.
2. The timetable for the proceeding is as set forth herein.
3. This is a ratesetting proceeding.
4. A hearing is needed.
5. A second prehearing conference will be held on Monday, July 7, 2003 at 2:00 p.m. in the Commission Courtroom, State Office Building, 505 Van Ness Avenue, San Francisco, California.
6. An evidentiary hearing will be held beginning on Monday, November 3, 2003 at 10:00 a.m. in the Commission Courtroom, State Office Building, 505 Van Ness Avenue, San Francisco, California.

7. Administrative Law Judge (ALJ) James McVicar is designated as the principal hearing officer.

8. Any party wishing to make a final oral argument before the Commission must file a written request and serve it on all parties and the assigned Commissioner and assigned ALJ not later than the proceeding submission date.

9. Parties shall provide copies of each discovery request to all other parties at the time the request is sent; and parties are to provide copies of their discovery responses to each party that makes a request for that specific response.

10. In addition to the standard hardcopy service required in the Rules of Practice and Procedure, Rule 2.3, parties shall provide to the ALJ an electronic copy of each document formally filed in the proceeding, and all prepared testimony served prior to evidentiary hearings. Documents which do not fit one of these descriptions, such as data requests and data responses, need not be sent to the ALJ. This requirement does not apply in the case of documents which the serving party does not have in electronic form. Electronic documents may be provided by file attachment(s) e-mailed to the ALJ at [jcm@cpuc.ca.gov](mailto:jcm@cpuc.ca.gov), or any suitable alternate medium including CD-ROM or floppy disk. Files shall be in plain text or any common and easily-converted word processing or spreadsheet format, or any other format the ALJ agrees to accept.

Dated June 5, 2003, at San Francisco, California.

/s/ MICHAEL R. PEEVEY

Michael R. Peevey  
Assigned Commissioner

**CERTIFICATE OF SERVICE**

I certify that I have by mail this day served a true copy of the original attached Scoping Memo and Ruling of Assigned Commissioner on all parties of record in this proceeding or their attorneys of record.

Dated June 5, 2003, at San Francisco, California.

/s/ TERESITA C. GALLARDO  
Teresita C. Gallardo

**N O T I C E**

Parties should notify the Process Office, Public Utilities Commission, 505 Van Ness Avenue, Room 2000, San Francisco, CA 94102, of any change of address to insure that they continue to receive documents. You must indicate the proceeding number on the service list on which your name appears.

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The Commission's policy is to schedule hearings (meetings, workshops, etc.) in locations that are accessible to people with disabilities. To verify that a particular location is accessible, call: Calendar Clerk (415) 703-1203.

If specialized accommodations for the disabled are needed, e.g., sign language interpreters, those making the arrangements must call the Public Advisor at (415) 703-2074, TTY 1-866-836-7825 or (415) 703-5282 at least three working days in advance of the event.